

CONFIDENTIAL

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : Hon. William H. Walls
Crim. No. 12-494
v. :
CONTINUANCE ORDER
EDWIN MERCEDES :
matter.

Thank you.

This matter having come before the Court on the joint application of Paul J. Fishman, United States Attorney for the District of New Jersey (by David L. Foster, Assistant U.S. Attorney), and defendant Edwin Mercedes (by Dennis McAlevy, Esq.) for an order granting a continuance of the proceedings in the above-captioned matter, and each of the defendants being aware that he has a right to have the matter brought to trial within 70 days of the date of his appearance before a judicial officer of this court pursuant to Title 18 of the United States Code, Section 3161(c)(1), and as the defendant has consented to an additional continuance, and for good and sufficient cause shown,

IT IS THE FINDING OF THIS COURT that this action should be continued for the following reasons:

EDWIN MERCEDES
1. Plea negotiations are currently in progress, and both the United States and the defendant desire additional time to application of the

District of New Jersey

and defendant

granting a continuance

matter and each

application of the
District of the
and defendant's
finalize a plea agreement, which would render trial of this matter
unnecessary;

2. Defendant has consented to the aforementioned
to have the matter
continuance, and
his appearance

3. Pursuant to Title 18 of the United States Code, Section
Title 18 of the U.S.C.
3161(h)(7), the ends of justice served by granting the continuance
outweigh the best interests of the public and the defendant in a
speedy trial.

WHEREFORE, on this 19 day of November, 2013,

IT IS ORDERED that defense motions shall be filed by
November 27, 2013, the government's reply shall be filed by December
27, 2013, oral argument (if necessary) on January 3, 2014, and the
trial is scheduled for January 4, 2014; and

IT IS FURTHER ORDERED that the period from November 5,
2013, through January 4, 2014, shall be excludable in computing time
under the Speedy Trial Act of 1974, pursuant to Title 18, United
States Code, Section 3161(h)(7).

to have the matter
continuance, and
his appearance
David Foster
Assistant U.S. Attorney

Dennis McAlevy
Attorney for Edwin Mercedes

HON. WILLIAM H. WALLS
United States District Judge